



Governor
Janet Napolitano

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**
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Executive Director
Jack Confer

October 4, 2006

VIA REGULAR MAIL

Kenneth Levine, D.O.
455 East 6th Street
Mesa, AZ 85203

RE: Letter of Concern, Case No. 3545

Dear Dr. Levine,

At their meeting on September 16, 2006, the Arizona Board of Osteopathic Examiners in Medicine and Surgery ("Board") conducted a case review on the above-referenced complaint. Based on the information presented, the Board found there was insufficient evidence to conclude that your conduct constituted unprofessional conduct or to support direct action against your license. However, the Board voted to issue you this advisory LETTER OF CONCERN pursuant to the provisions of A.R.S. 32-1855 (D) (2). The Board was concerned that you may not have appropriately kept and maintained patient records which could ultimately lead to a violation of A.R.S. §§ 32-1854 (21) which states:

Failing or refusing to establish and maintain adequate records on a patient as follows:

(a) If the patient is an adult, for at least seven years after the last date the licensee provided the patient with medical or health care services.

A Letter of Concern is a non-disciplinary action that remains part of the public record of your license for five years from the date of issuance (September 16, 2006). During those years it will be provided in response to requests for copies of your license file or verifications of license status, including being posted on the Board's website. It also may be cited in future actions against your license. Because it is not a disciplinary action, it is not reported to the National Practitioner Data Base or Health Care Integrity and Protection Databank. Based on the information presented, the Board found that there were no violations of state law or rule directly related to the complaint.

Respectfully,


Jack Confer
Executive Director

JC/s
Copy: Complainant
File